

MAR 29 2005

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March 29, 2005

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PLEASE HAND DELIVER

In re Application of US Patent Application No. 10/816,663
For Patent For: "COMPOSITIONS AND METHOD FOR TREATING INFECTION IN
CATTLE AND SWINE"
Filing Date: 04/02/2004
Our Ref.: AH06021US01
Applicant: Shuster

Transmitted herewith are:

- Fax Cover Sheet – 1 page
- Certificate of Fax Transmission – 1 page
- Information Disclosure Statement – 2 pages
- Form PTO 1449 – 1 page (in duplicate)
- Reference – 3 documents (3 pages)

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MAR 29 2005

002

Case No. AH06021

EV533188744 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE-----X
In re Application of:
Shuster et al.: Examiner: TBA
:
:For: COMPOSITIONS
AND METHOD FOR TREATING
INFECTION IN CATTLE AND SWINE: Art Unit: 1645
:

Serial No.: 10/816,663

Filed: 4/2/04
-----XCommissioner for Patents,
P.O. Box 1450
Alexandria, Virginia 22313-1450**TRANSMITTAL OF SUPPLEMENTAL INFORMATION DISCLOSURE
STATEMENT**

Sir:

As this submission pre-dates the receiving of an Office Action on the merits, it is not believed that any fee is due. In the event a fee is due, the Commissioner is authorized to charge the same to Deposit Account No. 19-0365.

Pursuant to 37 C.F.R. § 1.56, applicants hereby disclose the following information for consideration by the Examiner:

Each of the documents listed on accompanying PTO Form 1449 submitted herewith. A copy of each listed document is enclosed for the convenience of the Examiner, which copy is the best available to the Applicant at this time; the Examiner is requested to disregard any underlining or marginal notation (if any) appearing in a copy, since marking may have

Case No. AH06021

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been done for another purpose and may not pertain in any manner to the subject application.

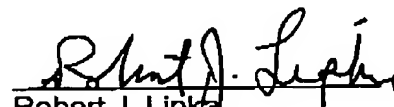
The listed documents may be relevant to examination of the application. Inclusion of the document is not an admission that the document is prior art with respect to the invention of the application and is not to be construed as an admission that anything in the document renders any claim of the application unpatentable.

Applicants assert that the claimed invention is patentable over the documents listed on PTO-1449.

This paper is being filed to remedy an error regarding one of the cited references in the disclosure filed March 28, 2005. The reference listed as AT on the form is in fact three separate abstracts from the same journal. Form 1449 has been corrected to remedy this error.

The Examiner is kindly requested to initial and return the PTO-1449 Form to evidence consideration of these documents.

Respectfully submitted,



Robert J. Lipka
Reg. No. 42,807
Registered Representative
(908) 298-5056

Attorney Docket No.: AH06021US01

Application No.: 10/816,663

Filing Date: 04/02/2004

First Named Inventor: Shuster

PTO/SB/87 (08-03)

Approved for use through 07/31/2006. OMB 0851-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

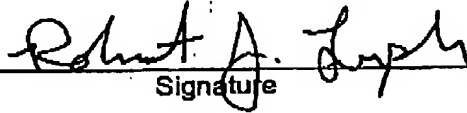
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Reference - 3 documents(3 pages)

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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MAR 29 2005

Sheet 1 of 1

FORM PTO-1449		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO.: AH06021		SERIAL NO.: 10/816,663	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use several sheets if necessary)</i>				APPLICANT: Shuster et al.			
				FILING DATE: 4/2/04		GROUP: 1617	
U.S. PATENT DOCUMENTS							
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
	AA						
	AB						
	AC						
	AD						
	AE						
	AF						
	AG						
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	AI						
	AJ						
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FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION YES NO
	AL						
	AM						
	AN						
	AO						
	AP						
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)							
	AQ						
	AR						
	AS						
	AT	Nowakowski et al., Pharmacokinetic Profiles of some Triamitides, a New Class of Macrolide, In Mice and Cattle, J. Vet Pharmacol. Therap. A-22, 26 (Supp 1) 82-307, p. 100 (2003)					
	AU	Karnicker et al., Therapeutic and Metaphylactic Activity of Azalides and Triamitides in the Treatment of Naturally Occuring Bovine Respiratory Disease, J. Vet Pharmacol. Therap., D-26, 26 (Supp 1) 82-307, p. 233-234 (2003)					
	AV	Karnicker et al., Therapeutic and Prophylactic Activity of Azalides and Triamitides in the Treatment of Bovine Respiratory Disease, J. Vet Pharmacol. Therap., D-27, 26 (Supp 1) 82-307, p. 234 (2003)					
EXAMINER				DATE CONSIDERED			
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							

Sheet 1 of 1

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		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION YES NO
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